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*Attorneys for Defendants Best Buy Co.,
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO/OAKLAND DIVISION

JASMEN HOLLOWAY, AMY GARCIA,
CHERYL CHAPPEL, ERIC BLACKSHER,
JESSICA TREAS, LAWRENCE SANTIAGO,
JR., MUEMBO MUANZA, MAURICE
CALHOUN, and NICHOLAS DIXON, on behalf
of themselves and all others similarly situated,

Plaintiffs,

v.

BEST BUY CO., INC., and BEST BUY STORES,
L.P.

Defendants.

Case No. C-05-5056 PJH (MEJ)

CLASS ACTION

**STIPULATION AND [PROPOSED] ORDER
TO FILE DOCUMENTS PREVIOUSLY
LODGED UNDER SEAL IN THE PUBLIC
RECORD**

1 The parties seek by this stipulation and proposed order to obtain Court permission to
 2 file in the public record certain documents that had previously been provisionally lodged under seal in
 3 connection with Best Buy's motions to strike Plaintiffs' expert reports and Plaintiffs' oppositions
 4 thereto.

5 WHEREAS, in connection with Best Buy's Motion to Strike the Expert Reports of
 6 Barbara Reskin, Ph.D. and Best Buy's Motion to Strike the Expert Reports of Richard Drogin, Ph.D.
 7 (Dkt Nos. 213-2, 213-3), Best Buy lodged the following documents with the Court attached to the
 8 Declaration of Roman M. Silberfeld (Dkt. No. 170), and requested that they be filed under seal:

9 Exhibit B - Expert report of Barbara Reskin, Ph.D., dated March 3, 2008

10 Exhibit C - Expert report of Barbara Reskin, Ph.D., dated October 14, 2008

11 Exhibit D - Expert report Richard Drogin, Ph.D., dated June 17, 2008

12 Exhibit F - Excerpts from the certified transcript of the July 10, 2008 rebuttal
 13 deposition of Richard Drogin, Ph.D

14 Exhibit G - Exhibit 6 from the July 10, 2008 rebuttal deposition of Richard Drogin,
 15 Ph.D

16 Exhibit H - Expert report submitted by Phillip E. Tetlock, Ph.D., dated June 2, 2008

17 Exhibit I - Expert rebuttal report submitted by Phillip E. Tetlock, Ph.D., dated
 18 January 9, 2009

19 Exhibit L - Expert report submitted by Christopher Winship, Ph.D., dated June 2,
 20 2008

21 Exhibit N - Expert report submitted by Michael P. Ward, Ph.D., dated May 9, 2008

22 Exhibit O - Expert rebuttal report submitted by Michael P. Ward, Ph.D., dated July
 23 24, 2008

24 Exhibit P - Expert report submitted by Finis Welch, Ph.D., dated May 9, 2008

25 Exhibit Q - Expert rebuttal report submitted by Finis Welch, Ph. D., dated July 24,
 26 2008

27 Exhibit R - Excerpts from the certified transcript of the May 28, 2008 deposition of
 28

Kristina Parker

Exhibit S - Excerpts from the certified transcript of the May 27, 2008 deposition of Michael Raines

Exhibit T - Exhibit 717 from the May 27, 2008 deposition of Michael Raines

WHEREAS, in connection with Plaintiffs' Opposition to Defendants' Motion to Strike The Expert Report of Dr. Richard Drogin, Plaintiffs provisionally lodged their opposition brief under seal on April 8, 2009;

WHEREAS, in connection with Plaintiffs' Opposition to Defendants' Motion to Strike The Expert Report of Dr. Richard Drogin, Plaintiffs provisionally lodged the following documents under seal with the Court, attached to the Declaration of Jamie L. Crook in Support of Plaintiffs' Oppositions to Defendants' Motions to Strike the Expert Reports of Dr. Richard Drogin and Dr. Barbara Reskin (Dkt. No. 180):

Tab 2 - Appendices 2, 3, 4, and 10 to Dr. Drogin's report

Tab 4-B - Exhibit 3 introduced at the September 24, 2008 deposition of Dr. Finis Welch

Tab 4-C - Exhibit 4 introduced at the September 24, 2008 deposition of Dr. Finis Welch

Tab 8 - Excerpts from the August 24, 2007 deposition of Rosalind Chevreuil

Tab 9 - Excerpts from the July 24, 2007 deposition of Kristina Parker and Exhibit 309 introduced at that deposition

Tab 10 - Excerpts from the May 28, 2008 deposition of Kristina Parker

Tab 11 - Excerpts from the May 27, 2008 deposition of Michael Raines and Exhibit 714 introduced at that deposition

Tab 21 - Excerpts from the August 31, 2007, deposition of Sondra Chadwick and Exhibit 544 introduced at that deposition

Tab 24 - Excerpts from the January 17, 2008, deposition of Larry Amundson and Exhibit 624 introduced at that deposition

Tab 25 - Exhibit 47 that was introduced at the March 27, 2007, deposition of
Rosalind Chevreuil

Tab 27 - Best Buy job descriptions bearing bates-stamps HBB07887124-127,
HBB07887132-136, HBB07887141-143, and HBB07887172-175

WHEREAS, in connection with Best Buy's Reply Memorandum in Support of Motions
to Strike, Best Buy lodged the following document provisionally under seal with the Court attached to
the Declaration of Roman M. Silberfeld in Support of Reply Memorandum (Dkt. No. 198):

Exhibit R - Compensation Manual, Depo Ex. 533

WHEREAS, on March 9, 2010, the Court denied without prejudice Best Buy's request
that these documents be filed under seal;

WHEREAS, Best Buy does not intend to again move to file these documents under
seal;

WHEREAS, some, but not all, of these documents have already been filed in the public
record in connection with Plaintiffs' Motion for Class Certification or Best Buys' Opposition thereto,
but with different exhibit and docket numbers;

THEREFORE, the parties hereby stipulate and agree, and request that the Court order,
that:

- (1) The parties may file in the public record all documents that had previously been
provisionally lodged with the Court under seal in connection with Best Buy's Motion to
Strike Plaintiffs' Expert Reports and Plaintiffs' Opposition thereto and Best Buy's
Replies, including all of the above-listed documents; and
- (2) The parties may supply to the Court courtesy copies of the documents so filed, bearing
the proper electronic filing docket number.

The parties hereby stipulate, and request that the Court so order.

DATED: December 8, 2010

ALTSHULER BERZON LLP

By: /s/ Eve H. Cervantez

Eve H. Cervantez

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Attorneys for Plaintiffs

DATED: December 8, 2010

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Attorneys for Defendants BEST BUY CO., INC.
and BEST BUY STORES, L.P.

[PROPOSED] ORDER

Pursuant to Stipulation, it is so ORDERED,

DATED: 12/13/10

PHYLLIS J. HAMILTON
United States District Court



ATTESTATION

I hereby certify that for all conformed signatures indicated by a /s/ I have permission to file on behalf of the signatory.

DATED: December 8, 2010

By: /s/ Eve H. Cervantez

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